S.B.Cr.Misc. Bail App. No.5068/2007

(Prabhu Singh & Ors. Vs. State of Rajasthan)

Date of order : December 07, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.B.S.Rathore, for the petitioners.
Mr.Ashok Upadhyaya, Public Prosecutor.

Heard learned counsel for the petitioners and the Public Prosecutor for the State. Perused the order impugned.

It is contended by the learned counsel for the petitioners that the offence under section 19/54 of the Rajasthan Excise Act is triable by the Court of Judicial Magistrate and the petitioners are in custody since September, 2007 about three months and the trial is likely to take long time and the Police concluded the investigation and filed the challan.

Having considered the totality of facts and circumstances of the case and taking into account the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioners on bail.

Accordingly, the bail application filed under Sec. 439

Cr.P.C. is allowed and it is directed that petitioners Prabhu Singh s/o Pabudan Singh, Kalyan Singh s/o Amar Singh and Vikram Singh s/o Dung Singh be released on bail in CR. No.193/2007, P.S. Kuchaman (Nagaur) provided each of them furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for their appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-